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Gyne Riser 8.17.94
Gyne Riser Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PAUL A. LUCIW et al.

Serial No.: 08/107,377 Group Art Unit: 1807
Filed: August 17, 1993 Examiner: D. Schreiber, Ph. D.
For: DIAGNOSTIC METHODS USING HUMAN IMMUNODEFICIENCY
VIRUS (HIV) NUCLEOTIDE SEQUENCES

DECLARATION OF KENNETH M. GOLDMAN

The Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Sir:

I, Kenneth M. Goldman, do hereby declare and state as follows:

1. I currently hold the position of Senior Patent Counsel for applicant Chiron Corporation ("Chiron") and am familiar with the corporate and patent files at Chiron.

2. I caused the instant divisional application to be filed under 37 C.F.R. §1.60 on August 17, 1993. The pages numbered 145-148 and submitted with the current

amendment were inadvertantly omitted from the filed application. The inadvertant omission of these pages was first brought to my attention on August 11, 1994 by my colleague, Amy L. Collins, who filed a continuation application based on the subject application at that time.

3. Pages 145-148 were included in the parent (U.S.S.N. 08/083,391), grandparent (U.S.S.N. 07/931,191) and great-grandparent (U.S.S.N. 07/138,894) applications, the disclosures of which were incorporated by reference in the subject application. The submitted amendatory material consists of pages 145-148 which are identical to the corresponding pages in the parent, grandparent, and great-grandparent applications. These applications were incorporated by reference in the originally-filed application.

4. I further declare that all statements made herein of my own knowledge are true, that all statements made on information and belief are believed to be true, and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both (18 U.S.C. 1001), and may jeopardize the validity of the application or any patent issuing thereon.

Date: August 17, 1994

Kenneth M. Goldman
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